IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO. 1167 OF 2000

IN

SUMMARY SUIT NO. 4187 OF 1997

Lt. Col Panther (Retd)
and Ors. .....Plffs.
vs.
Dis Mark and Ors. .....Defnds.

B. Colabawala i/b. A & M and S.A. Shroff and co. for the plffs.

Ms. Mirasee i/b. Shah and Sanghvi for the defnds.

CORAM: S.U. KAMDAR, J.

DATE : 13th September, 2005.

P.C. :.

1. The present suit is filed for the recovery of amount of Rs.6,33,970/-. The said claim arising out a sponsorship agreement dated 5.4.1997 being Ex.B to the plaint. The amount payable of sum of

Rs.8.00 lacs are set out in para-4 of the said agreement. It is the case of the plaintiff that after the tournament for polo between India and South Africa was held on 18.4.1987 the defendant failed to make payment of the said sponsorship amount and accordingly the present suit is filed. the defendant no.5 is one of the partner of the first defendant has entered the agreement.

2. The summons for judgment was taken out against the defendant no.5 and the same is served on him. The advocate appearing for the fifth defendant. There is no reply filed by the fifth defendant to the present summons for judgment. However the learned counsel for the defendant states that they have no instructions in the matter. In view thereof summons for judgment made absolute. Suit decreed. Interest payable further on the said amount will be only 9% p.a.. Summons for judgment disposed off accordingly. No order as to costs.

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